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15 (Additional counsel listed on signature page)

16  
17                   **UNITED STATES DISTRICT COURT**  
18                   **NORTHERN DISTRICT OF CALIFORNIA**  
19                   **SAN FRANCISCO DIVISION**

20                   In re: TFT-LCD (FLAT PANEL)  
ANTITRUST LITIGATION

Master File No. 3:07-md-01827-SI (N.D. Cal.)  
Case No. 3:11-cv-00829-SI (N.D. Cal.)  
MDL No. 1827

21                   This Document Relates To Individual Case No.  
22                   3:11-cv-00829-SI (N.D. Cal.)

23                   METROPCS WIRELESS, INC.,

24                   Plaintiff,

25                   vs.

26                   AU OPTRONICS CORPORATION, et al.,

27                   Defendants.

**STIPULATION AND [PROPOSED]  
ORDER WITHDRAWING JOINT  
MOTION TO DISMISS AND MITSUI  
MOTION TO DISMISS AND  
EXTENDING TIME TO RESPOND TO  
AMENDED COMPLAINT**

1 Plaintiff and Defendants, through the undersigned counsel, request that the Court enter the  
2 following order to withdraw: (1) the Defendants' Motion to Dismiss directed to Plaintiff, and (2)  
3 Defendant Mitsui & Co (Taiwan), Ltd.'s Motion to Dismiss directed to Plaintiff, and extend  
4 Defendants' time to respond to the amended complaint that Plaintiff will file on or before July 8,  
5 2011.

6 WHEREAS certain Defendants filed a joint motion to dismiss the Complaint in this action  
7 on June 9, 2011 (MDL Dkt #2894), and Defendant Mitsui & Co (Taiwan) Ltd. filed a separate  
8 motion to dismiss on June 9, 2011 (MDL Dkt #2893) (the "Motions");

9 WHEREAS the hearing on the Motions was originally scheduled for August 5, 2011;

10 WHEREAS Plaintiff, although it opposes the Motions, will exercise its right under Federal  
11 Rule of Civil Procedure 15(a) to file a First Amended Complaint in lieu of filing an opposition to  
12 the Motions;

13 WHEREAS the parties agree that the briefing dates and hearing associated with the  
14 Motions should be withdrawn and that Plaintiff will file its First Amended Complaint after the  
15 existing deadline to file its opposition to the Motions;

16 WHEREAS the parties further agree that Plaintiff may have until July 8, 2011 to file a First  
17 Amended Complaint and Defendants may have until August 5, 2011 to respond to the First  
18 Amended Complaint, that Plaintiff may have until August 26, 2011 to oppose or otherwise  
19 respond to Defendants' response, and that Defendants may have until September 9, 2011 to reply  
20 to such opposition;

21 WHEREAS the parties further agree that the hearing on any responses made by Defendants  
22 may be noticed for September 23, 2011;

23 WHEREAS the parties further agree that, in the alternative, the Defendants may have 60  
24 days from the date the First Amended Complaint is filed to answer said Complaint;

25 THEREFORE, Plaintiff, by its counsel, and Defendants, by the undersigned counsel,  
26 stipulate and agree as follows:

27 1. The Motions shall be withdrawn and the briefing schedule and hearing date  
28 stricken.

2. Plaintiff shall file a First Amended Complaint on or before July 8, 2011.
  3. Defendants shall respond to the First Amended Complaint by August 5, 2011.
  4. Plaintiff shall oppose or otherwise respond to Defendants' filings by August 26, 2011.
  5. Defendants shall submit any replies by September 9, 2011.
  6. The hearing on any responses made by Defendants shall be noticed for September 23, 2011.
  7. In the alternative, Defendants shall have 60 days from the date the First Amended Complaint is filed to answer said Complaint.

## **IT IS SO STIPULATED.**

DATED: June 22, 2011

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Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the filing of this document has been obtained from stipulating defendants.

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
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5 DATED: \_\_\_\_\_  
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*Susan Illston*

Hon. Susan Y. Illston  
United States District Judge